IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.2812 OF 2006

Babu Nallu Thevar s/o.Nallu Thevar — Petitioner
vs.
The State of Maharashtra — Respondents

Ms.Sonia Miskin for the petitioner.

Mrs.A.S.Pai, APP for the respondent-State.

CORAM : SMT.RANJANA DESAI &
ANOOP V. MOHTA,JJ.

DATED : 13th February, 2007

P.C.

This is a petition through jail. The case of the petitioner appears to be that he has undergone 14 years of imprisonment and hence he should be released from jail as per the guidelines for premature release.

2. We have heard the learned counsel for the petitioner and the learned APP.

3. The learned APP has drawn our attention to the order dated 9th October, 2006 passed by the Under Secretary to the Government of Maharashtra, Home Department. It says that the Government of Maharashtra has considered the case of the petitioner who is undergoing imprisonment in Coimbatore Central Prison, Tamil Nadu under the guidelines for premature release under the "14 years

Rule". The order further states that the Government of Maharashtra has remitted that portion of the sentence of imprisonment of life which is in excess of 22 years of total imprisonment including all remissions and subject to the completion of actual imprisonment of 14 years. We are informed that the petitioner has completed 20 years of imprisonment including remission. Therefore, the learned APP states that the petitioner will be released from jail as per order dated 9th October, 2006 by remitting that portion of sentence of imprisonment of life which is in excess of 22 years.

3. In view of the above, no order is necessary and the petition is disposed of accordingly.

[SMT.RANJANA DESAI,J.]

[ANOOP V. MOHTA,J.]